

PATENT MAINTENANCE  
DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

KIRK W. SKEBA

Application No.: 10/028,467

Filing Date: December 19, 2001

For: **Method And Apparatus For Building  
Operational Radio Firmware Using  
Incrementally Certified Modules**

2006 MAY -8 PM 4:32

US PATENT & TRADEMARK  
OFFICE

Mail Stop 16  
Director of the US Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR REFUND  
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

**I. REFUND REQUEST**

This is a request for refund, with respect to the charge to Deposit Account 02-2666, shown on the statement dated December 30, 2005, for the above-identified

☒ application.

☐ patent

*(check the following, if desired, and supply copy of statement)*

☒ A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

## II. FEES CHARGED FOR WHICH REFUND REQUESTED

### AMOUNT OF REFUND REQUESTED

<input type="checkbox"/> Filing fee	_____
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. 1/16(e))	_____
<input type="checkbox"/> Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. 1.16(e))	_____
<input checked="" type="checkbox"/> Extension of term	
<input checked="" type="checkbox"/> first month	120.00
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> fifth month	_____
<input type="checkbox"/> Excess claims	_____
<input type="checkbox"/> Issue fee	_____
<input type="checkbox"/> Petition fee	_____
<input type="checkbox"/> Patent maintenance fee	_____
<input type="checkbox"/> first maintenance fee	_____
<input type="checkbox"/> second maintenance fee	_____
<input type="checkbox"/> third maintenance fee	_____
<input type="checkbox"/> Patent maintenance fee surcharge	_____
<input type="checkbox"/> Other <u>No Fees</u>	_____
	_____
	_____
	_____
TOTAL REFUND REQUESTED	120.00

## III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

We properly docketed our time for response as 12/13/05 based on the Examiner's Period for Reply in the Office Action mailed 9/13/05, in which the Examiner states the Period for Reply is "A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION." We docketed our Response for 12/13/05. We mailed our Response on 11/08/05, a copy of our postcard is attached for your convenience; however, you will note that the Extension of Time was charged on 12/1/06, which is prior to the three month deadline of 12/13/05 as well.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**IV. MANNER OF REFUND**

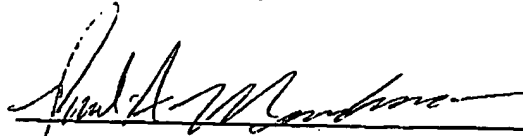
Please make refund by

- ☒ crediting Account No. 02-2666  
☐ refunding payment.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: May 02, 2006

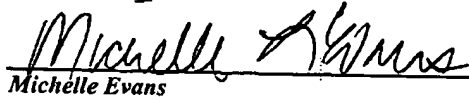


Paul A. Mendonsa, Reg. No. 42,879

12400 Wilshire Boulevard, 7th Floor  
Los Angeles, CA 90025  
Telephone: (503) 439-8778

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop 16, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Michelle Evans

05/02/06

Date



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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Alexandria, Virginia 22313-1450  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/028,467	12/19/2001	Kirk W. Skeba	42390P13006	2034

7590 09/13/2005  
John Patrick Ward  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
Seventh Floor  
12400 Wilshire Boulevard  
Los Angeles, CA 90025-1026

EXAMINER
LANIER, BENJAMIN E
ART UNIT
PAPER NUMBER

2132

DATE MAILED: 09/13/2005

RECEIVED

SEP 16 2005

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
LOS ANGELES

Please find below and/or attached an Office communication concerning this application or proceeding.

Date 12/13/2005 Client: Intel Corporation  
Docket Initials JWC 42390.P13006  
Dock. Sup. Initials \_\_\_\_\_  
Atty Initials \_\_\_\_\_ EHT PAM  
Pat/Ser/Reg 028467

Description:

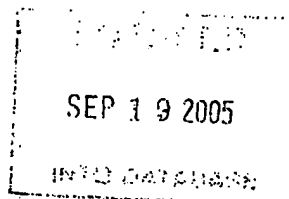
Response due

9/16/2005

John Pliskaner

458700

SEP 20 2005



# Office Action Summary

Application No.

10/028,467

Applicant(s)

SKEBA, KIRK W.

Examiner

Benjamin E. Lanier

Art Unit

2132

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☐ Responsive to communication(s) filed on \_\_\_\_.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 111, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 1-36 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_ is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 1-36 are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_

**DETAILED ACTION**

***Election/Restrictions***

- I. Restriction to one of the following inventions is required under 35 U.S.C. 121:
  - I. Claims 1-3, drawn to a method of encrypting a boot loader program, classified in class 713, subclass 189.
  - II. Claims 4-10, 16-36, drawn to a method of determining whether a radio protocol has been certified by a certification authority, classified in class 713, subclass 156.
  - III. Claims 11-15, drawn to a method of encrypting a radio protocol, classified in class 713, subclass 193.
2. The inventions are distinct, each from the other because of the following reasons:

Inventions I, II, and III are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. In the instant case, invention I has separate utility such as encrypting a boot loader program. See MPEP § 806.05(d).
3. In the instant case, invention II has separate utility such as determining whether a certification authority has certified a radio program. See MPEP § 806.05(d).
4. In the instant case, invention III has separate utility such as encrypting a radio protocol that has been certified by a certification authority. See MPEP § 806.05(d).
5. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

6. Because these inventions are distinct for the reasons given above and the search required for Group I is not required for Groups II or III, restriction for examination purposes as indicated is proper.
7. Because these inventions are distinct for the reasons given above and the search required for Group II is not required for Groups I or III, restriction for examination purposes as indicated is proper.
8. Because these inventions are distinct for the reasons given above and the search required for Group III is not required for Groups I or II, restriction for examination purposes as indicated is proper.
9. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their recognized divergent subject matter, restriction for examination purposes as indicated is proper.
10. A telephone call was made to John Ward on 30 August 2005 to request an oral election to the above restriction requirement, but did not result in an election being made.

Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

#### *Conclusion*

11. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benjamin E. Lanier whose telephone number is 571-272-3805. The examiner can normally be reached on M-Th 7:30am-5:00pm, F 7:30am-4pm.

Application No.: 10/028,467 Filing Date: 12/19/2001 Docket #: 42390.P13006  
Date Mailed: 11/08/2005 Due Date(s): 12/13/2005 |  
Client: INTEL CORPORATION Atty/Sec: EHT/PAM/mle  
Title: Method And Apparatus For Building Operational Radio Firmware Using Incrementally  
Certified Modules

First Named Inventor: Kirk W. Skeba

The following has been received in the U.S.P.T.O. on the date stamped hereon:

Amendment: Response (10 pgs)  
Fee Transmittal (original & copy)  
Transmittal Letter  
Return Receipt Postcard  
Postcard

Assignee: Intel Corporation

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Application/Control Number: 10/028,467  
Art Unit: 2132

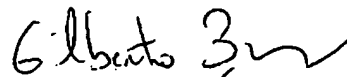
Page 4

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Benjamin E. Lanier



GILBERTO BARRON JR.  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2100

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**United States  
Patent and  
Trademark Office**



**Deposit Account Statement**

**Requested Statement Month:** December 2005  
**Deposit Account Number:** 022666  
**Name:** BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP  
**Attention:** ROCHELLE SILAS  
**Address:** 12400 WILSHIRE BLVD., NO.700  
**City:** LOS ANGELES  
**State:** CA  
**Zip:** 90025  
**Country:** UNITED STATES OF AMERICA

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## Deposit Account Statement

Page 2 of 10

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12/08 9 10402618	55123P255C	1253	\$1,020.00	\$121,186.88
12/08 12 P111386		1463	\$200.00	\$120,986.88
12/08 22 10947852	42390P20039	8021	\$40.00	\$120,946.88
12/08 79 11096539	007368.P004	8021	\$40.00	\$120,906.88
12/08 80 11173753	007538.P003	8021	\$40.00	\$120,866.88
12/08 81 11096541	007368.P001	8021	\$40.00	\$120,826.88
12/08 174 11241499	42P22056	8021	\$40.00	\$120,786.88
12/08 176 11229126	42P22515	8021	\$40.00	\$120,746.88
12/08 179 11229203	42P22516	8021	\$40.00	\$120,706.88
12/08 244 10990833		8021	\$40.00	\$120,666.88
12/08 246 10990833		8021	\$40.00	\$120,626.88
12/08 383 11187435	7416P001	8021	\$40.00	\$120,586.88
12/08 583 78768686	006879.T001	7001	\$325.00	\$120,261.88
12/08 598 2300601	3172.T004	7205	\$100.00	\$120,161.88
12/08 599 2300601	3172.T004	7208	\$200.00	\$119,961.88
12/08 876 78768827	007248.T004	7001	\$325.00	\$119,636.88
12/08 945 76478272	003764.T356	7004	\$150.00	\$119,486.88
12/08 978 78768881	081081.T014	7001	\$325.00	\$119,161.88
12/08 985 78768884	081081.T015	7001	\$325.00	\$118,836.88
12/09 1 PCT/US05/38043	002556.P043	1702	-\$32.00	\$118,868.88
12/09 1 10917679	42P14703D	1251	\$120.00	\$118,748.88
12/09 18 11271628	3424P066C2	1081	\$250.00	\$118,498.88
12/09 30 10171308	81862P273	1252	\$450.00	\$118,048.88
12/09 38 11151809	42P21156	8021	\$40.00	\$118,008.88
12/09 40 11174315	42P21721	8021	\$40.00	\$117,968.88
12/09 104 10611177	42P10791C2	1806	\$180.00	\$117,788.88
12/09 106 10611178	42P10791C3	1806	\$180.00	\$117,608.88
12/09 107 10611176	42P10791C	1806	\$180.00	\$117,428.88
12/09 202 78769502	002876.T007	7001	\$325.00	\$117,103.88
12/09 303 5764067	55123P127	1552	\$2,300.00	\$114,803.88
12/09 371 76455494	028842.T038	7004	\$150.00	\$114,653.88
12/09 637 1951784	058441.T036	7205	\$100.00	\$114,553.88
12/09 638 1951784	058441.T036	7201	\$400.00	\$114,153.88
12/09 647 1944531	058441.T035	7205	\$100.00	\$114,053.88
12/09 648 1944531	058441.T035	7201	\$400.00	\$113,653.88
12/12 1 10238096	2209P009	2253	\$510.00	\$113,143.88
12/12 1 09965605	3251/FBR	1201	\$400.00	\$112,743.88
12/12 4 11215561	003399.P113X	2202	-\$125.00	\$112,668.88
12/12 5 11215561	003399.P113X	1202	\$250.00	\$112,618.88
12/12 6 09968278	42390P11317	1253	\$570.00	\$112,048.88
12/12 7 78585799	006792.T003	6001	\$375.00	\$111,673.88
12/12 10 09967857	13191-005001	1201	\$434.00	\$111,239.88
12/12 12 09967857	13191-005001	1202	\$950.00	\$110,289.88
12/12 13 78585799	006792.T003	6001	\$375.00	\$109,914.88

12/12 46	10692443	P15578	1253	\$1,020.00	\$108,894.88
12/12 162	11297209	42P22518	1011	\$300.00	\$108,594.88
12/12 163	11297209	42P22518	1111	\$500.00	\$108,094.88
12/12 164	11297209	42P22518	1311	\$200.00	\$107,894.88
12/12 165	11297209	42P22518	1201	\$400.00	\$107,494.88
12/12 186	11296230	7671P001	1011	\$300.00	\$107,194.88
12/12 187	11296230	7671P001	1111	\$500.00	\$106,694.88
12/12 188	11296230	7671P001	1311	\$200.00	\$106,494.88
12/12 247	11031424	007065.P001	8007	\$20.00	\$106,474.88
12/12 256	10947621		8007	\$20.00	\$106,454.88
12/12 277	09751599		8007	\$20.00	\$106,434.88
12/12 679	11174132		8021	\$40.00	\$106,394.88
12/12 1645	2355782	3172.T001	7205	\$100.00	\$106,294.88
12/12 1646	2355782	3172.T001	7208	\$200.00	\$106,094.88
12/12 1854	78771284	073430.T013USA	7001	\$325.00	\$105,769.88
12/12 1905	78771311	073430.T013USA25	7001	\$325.00	\$105,444.88
12/13 1	10760028	P17814	1201	\$400.00	\$105,044.88
12/13 1	10002060	10559-563001	1801	\$790.00	\$104,254.88
12/13 2	10760028	P17814	1202	\$200.00	\$104,054.88
12/13 3	10324227	5513P009	1202	\$50.00	\$104,004.88
12/13 4	10935784	P19786	1201	\$200.00	\$103,804.88
12/13 72	78246374	007323.T001	8521	\$40.00	\$103,764.88
12/13 82	11097583	007368.P002	8021	\$40.00	\$103,724.88
12/13 112	29244449	3205P004	2012	\$100.00	\$103,624.88
12/13 113	29244449	3205P004	2112	\$50.00	\$103,574.88
12/13 114	29244449	3205P004	2312	\$65.00	\$103,509.88
12/13 203	11297821		9204	-\$255.00	\$103,764.88
12/13 300	78697397	049335.T018	8507	\$90.00	\$103,674.88
12/13 702	78771618	03734.T027	7007	\$275.00	\$103,399.88
12/13 1488	76628005	70452.T466	7002	\$100.00	\$103,299.88
12/13 1533	76628013	70452.T467	7002	\$100.00	\$103,199.88
12/13 1616	76486116	4672.T024	7004	\$300.00	\$102,899.88
12/14 1	10659546	6288P001	2201	\$100.00	\$102,799.88
12/14 1	10839077	P19470	1201	\$400.00	\$102,399.88
12/14 2	10659546	6288P001	2202	\$425.00	\$101,974.88
12/14 2	10839077	P19470	1202	\$450.00	\$101,524.88
12/14 3	10108061	42390P12493	1801	\$790.00	\$100,734.88
12/14 4	10108061	42390P12493	1253	\$1,020.00	\$99,714.88
12/14 18	76596651	6998.T005	7403	\$100.00	\$99,614.88
12/14 19	76596024	6998.T006	7403	\$100.00	\$99,514.88
12/14 48	10393810	42P14905X	8021	\$40.00	\$99,474.88
12/14 59	78235939	7012.T001	8521	\$40.00	\$99,434.88
12/14 76	11230720	42P22289	1051	\$130.00	\$99,304.88
12/14 77	11200341	42P22375	1051	\$130.00	\$99,174.88
12/14 111	10025217	10559-544001	1252	\$450.00	\$98,724.88
12/14 135	11240585	42P22288	1051	\$130.00	\$98,594.88
12/14 163	11218358	006097.P043X	8021	\$40.00	\$98,554.88
12/14 190	09844345	42390P10802	1251	\$120.00	\$98,434.88

12/14 191 60729310	42P22921Z	8021	\$40.00	\$98,394.88
12/14 253 11187405		8021	\$40.00	\$98,354.88
12/14 257 11187387	7416P003	8021	\$40.00	\$98,314.88
12/14 321 11210050		8021	\$40.00	\$98,274.88
12/14 331 11218207		8021	\$40.00	\$98,234.88
12/14 351 11191827		8021	\$40.00	\$98,194.88
12/14 784 78772595	02586.T005	7007	\$275.00	\$97,919.88
12/14 908 78235939	7012.T001	7003	\$300.00	\$97,619.88
12/14 1003 76549786	06311.T026	7004	\$150.00	\$97,469.88
12/15 1 10676330	42390.P17276	1806	\$180.00	\$97,289.88
12/15 1 09752813	P9955	1801	\$790.00	\$96,499.88
12/15 2 10112395	80398P510	1810	\$790.00	\$95,709.88
12/15 33 11201613	42P21852	8021	\$40.00	\$95,669.88
12/15 34 11134664	007669.P001	8021	\$40.00	\$95,629.88
12/15 38 11195224		8021	\$40.00	\$95,589.88
12/15 50 11200777		8021	\$40.00	\$95,549.88
12/15 71 11301746	3239P048C	1202	\$200.00	\$95,349.88
12/15 93 11218358	006097.P043X	8021	\$40.00	\$95,309.88
12/15 146 10185896	42P2003DCD	1253	\$1,020.00	\$94,289.88
12/15 220 11297209	42P22518	8021	\$40.00	\$94,249.88
12/15 286 6789903		8013	\$25.00	\$94,224.88
12/15 505 PCT/US05/44459 6159.P007PCT		1702	\$677.00	\$93,547.88
12/15 507 PCT/US05/44459 6159.P007PCT		1703	\$180.00	\$93,367.88
12/15 508 PCT/US05/44459 6159.P007PCT		8007	\$20.00	\$93,347.88
12/16 2 10057704	42390.P10796	1252	\$450.00	\$92,897.88
12/16 16 11112165	004860.P3720X	8021	\$40.00	\$92,857.88
12/16 42 60636551		2005	\$20.00	\$92,837.88
12/16 44 60636551		2052	\$25.00	\$92,812.88
12/16 92 11267717	42P22961	8021	\$40.00	\$92,772.88
12/16 859 78595596	006180.T001M	7001	\$325.00	\$92,447.88
12/16 1867 76392687	005880.T013	7004	\$150.00	\$92,297.88
12/19 1 10655236	42P16213X	1253	\$1,020.00	\$91,277.88
12/19 1 10882745	42P19632	1806	\$180.00	\$91,097.88
12/19 2 10655236	42P16213X	1801	\$790.00	\$90,307.88
12/19 5 10541259		9204	-\$100.00	\$90,407.88
12/19 7 11271629	3424P066C	1081	\$250.00	\$90,157.88
12/19 26 11304013	42P22058	1202	\$50.00	\$90,107.88
12/19 30 09847570	25821PO32	1462	\$400.00	\$89,707.88
12/19 48 11027872		9204	-\$180.00	\$89,887.88
12/19 156 11300716	42P9738C	1011	\$300.00	\$89,587.88
12/19 157 11300716	42P9738C	1111	\$500.00	\$89,087.88
12/19 158 11300716	42P9738C	1311	\$200.00	\$88,887.88
12/19 192 11241181	42P22006	8021	\$40.00	\$88,847.88
12/19 203 11304368		9204	-\$510.00	\$89,357.88
12/19 283 11013276		8007	\$20.00	\$89,337.88
12/19 636 76568493	05448.T017USA24	7004	\$150.00	\$89,187.88
12/19 689 76568494	005448.T017USA21	7004	\$150.00	\$89,037.88
12/19 715 76568176	005448.T017USA20	7004	\$150.00	\$88,887.88

12/20 1	10095811	6233P001DC	1201	\$400.00	\$88,487.88
12/20 4	60718143		9204	-\$100.00	\$88,587.88
12/20 21	09751528		9204	-\$1,700.00	\$90,287.88
12/20 23	10910757	2013P193	2202	\$100.00	\$90,187.88
12/20 76	10262360	42390.P14605	1253	\$1,020.00	\$89,167.88
12/20 83	10412893	42P11831XDC4D2	1814	\$130.00	\$89,037.88
12/20 136	10255034	5618P3256	1801	\$790.00	\$88,247.88
12/20 137	10255034	5618P3256	1252	\$450.00	\$87,797.88
12/20 139	76527507	02894.T022	7004	\$150.00	\$87,647.88
12/20 227	10529149	3394P020	8021	\$40.00	\$87,607.88
12/20 628	2302931	028842.T014	7205	\$100.00	\$87,507.88
12/20 629	2302931	028842.T014	7208	\$200.00	\$87,307.88
12/20 882	76493324	69310.T016USA9	7004	\$150.00	\$87,157.88
12/20 887	76493475	069310.T016USA16	7004	\$150.00	\$87,007.88
12/20 1653	76549925	020820.T087USA9	7004	\$150.00	\$86,857.88
12/20 1770	78777067	003858.T077	7001	\$325.00	\$86,532.88
12/20 1791	78777082	003858.T078	7001	\$325.00	\$86,207.88
12/20 1807	78777092	003858.T079	7001	\$325.00	\$85,882.88
12/20 1952	76571824	003858.T051	7004	\$150.00	\$85,732.88
12/21 1	09681673	72100.911D6	1814	\$130.00	\$85,602.88
12/21 1	10640218	42P16419	1201	\$400.00	\$85,202.88
12/21 2	10640218	42P16419	1202	\$600.00	\$84,602.88
12/21 17	11228591	42P21269	8021	\$40.00	\$84,562.88
12/21 20	09221291	ANDY.001US0	2253	\$510.00	\$84,052.88
12/21 21	09221291	ANDY.001US0	2402	\$250.00	\$83,802.88
12/21 24	11240694	5618P4820	8021	\$40.00	\$83,762.88
12/21 84	11240977	42P22011	8021	\$40.00	\$83,722.88
12/21 100	10726371	96790P445	1202	\$2,350.00	\$81,372.88
12/21 101	10726371	96790P445	1201	\$2,800.00	\$78,572.88
12/21 128	11240839	42P22045	8021	\$40.00	\$78,532.88
12/21 179	11305527		9204	-\$200.00	\$78,732.88
12/21 192	5272652	22500P011	2553	\$1,900.00	\$76,832.88
12/21 193	5272652	22500P011	2556	\$65.00	\$76,767.88
12/21 216	09930053	2117P039	1251	\$120.00	\$76,647.88
12/21 784	1945241	93301T007	7205	\$100.00	\$76,547.88
12/21 785	1945241	93301T007	7201	\$400.00	\$76,147.88
12/21 902	76621734	07263.T001	7002	\$200.00	\$75,947.88
12/21 1668	76570901	92820.T236USA9	7004	\$150.00	\$75,797.88
12/21 1850	2309781	42075.T086	7205	\$100.00	\$75,697.88
12/21 1851	2309781	42075.T086	7208	\$200.00	\$75,497.88
12/22 1	10295397	5309P004	2251	\$60.00	\$75,437.88
12/22 3	11050373	42P12236C3	1814	\$130.00	\$75,307.88
12/22 5	10038142	80398.P433	1251	\$120.00	\$75,187.88
12/22 6	09949421	5710P001	1253	\$1,020.00	\$74,167.88
12/22 7	09949421	5710P001	1806	\$180.00	\$73,987.88
12/22 11	78778216	005749.T007	7001	\$325.00	\$73,662.88
12/22 32	PAYMENT		9203	-\$100,000.00	\$173,662.88
12/22 36	78778224	007355.T004	7001	\$325.00	\$173,337.88



12/22 52	31750777		8514	\$125.00	\$173,212.88
12/22 53	31750777		8523	\$120.00	\$173,092.88
12/22 56	11254599	15685.P120C	8021	\$40.00	\$173,052.88
12/22 233	11174134		8021	\$40.00	\$173,012.88
12/22 240	11174430	42P21707	8021	\$40.00	\$172,972.88
12/22 280	11025316		8007	\$20.00	\$172,952.88
12/22 313	78778368	004538.T001	7001	\$325.00	\$172,627.88
12/22 391	6307506		8021	\$40.00	\$172,587.88
12/22 761	78778587	006676.T001	7001	\$325.00	\$172,262.88
12/22 987	78778717	007767.T001	7001	\$325.00	\$171,937.88
12/22 1943	78779246	002396.T096	7001	\$325.00	\$171,612.88
12/23 1	09540611	042390.P8112	1806	\$180.00	\$171,432.88
12/23 5	PCT/US05/15646	4704.P033PCT	8007	-\$100.00	\$171,532.88
12/23 15	60710785	78781P039Z	8021	\$40.00	\$171,492.88
12/23 15	78779326	007609.T002USA5	7001	\$325.00	\$171,167.88
12/23 24	09818729		9204	-\$60.00	\$171,227.88
12/23 54	10032141	10559-632001	1252	\$450.00	\$170,777.88
12/23 55	10032141	10559-632001	1801	\$790.00	\$169,987.88
12/23 69	60752514	ISRG00270	2005	\$100.00	\$169,887.88
12/23 69	11250990	006741.P077	8021	\$40.00	\$169,847.88
12/23 72	78779364	007609.T002USA7	7001	\$325.00	\$169,522.88
12/23 107	78779381	007609.T002USA21	7001	\$325.00	\$169,197.88
12/23 122	78445672	6998.T007	8521	\$40.00	\$169,157.88
12/23 124	60752329	ISRG00310	2005	\$100.00	\$169,057.88
12/23 157	78779414	007609.T002USA25	7001	\$325.00	\$168,732.88
12/23 160	60752428	ISRG00280	2005	\$100.00	\$168,632.88
12/23 168	60752446	007526.P012Z	2005	\$100.00	\$168,532.88
12/23 181	6947020	5224.P011	8021	\$40.00	\$168,492.88
12/23 182	11267763	42P22961D	8021	\$40.00	\$168,452.88
12/23 183	11313345		9204	-\$100.00	\$168,552.88
12/23 217	78779450	007609.T002USA28	7001	\$325.00	\$168,227.88
12/23 240	78779463	007609.T002USA32	7001	\$325.00	\$167,902.88
12/23 261	78779478	007609.T002USA35	7001	\$325.00	\$167,577.88
12/23 300	78779505	007609.T002USA43	7001	\$325.00	\$167,252.88
12/23 407	78779568	004622.T029	7001	\$325.00	\$166,927.88
12/23 969	2311629	003710.T002	7205	\$100.00	\$166,827.88
12/23 970	2311629	003710.T002	7208	\$200.00	\$166,627.88
12/23 1461	76570747	006276.T003	7004	\$150.00	\$166,477.88
12/27 1	90007490		1814	\$130.00	\$166,347.88
12/27 18	10435300	74451P146X	1201	\$1,600.00	\$164,747.88
12/27 19	10435300	74451P146X	1251	\$120.00	\$164,627.88
12/27 20	10211161	42P14026	1464	\$130.00	\$164,497.88
12/27 21	10367363	42P16055	1201	\$200.00	\$164,297.88
12/27 22	10367363	42P16055	1252	\$450.00	\$163,847.88
12/27 34	10793616	51876P591	1201	\$200.00	\$163,647.88
12/27 50	60752563	ISRG00290	2005	\$100.00	\$163,547.88
12/27 71	78582806	007764.G000	8521	\$40.00	\$163,507.88
12/27 72	78582806	007764.G000	8522	\$50.00	\$163,457.88

7526.P10

7526.P013

7526.P011

7526.P012Z

12/27 83	11025482		8007	\$20.00	\$163,437.88
12/27 87	11024554		8007	\$20.00	\$163,417.88
12/27 106	10422267	42390P8532D	1252	\$450.00	\$162,967.88
12/27 109	10749753	42P17088	1252	\$450.00	\$162,517.88
12/27 132	10461556	NUGUYEN.MM-04	2453	\$750.00	\$161,767.88
12/27 229	78488086	006890.T003	7003	\$100.00	\$161,667.88
12/27 269	78780516	019090.T001USA9	7001	\$325.00	\$161,342.88
12/27 286	78780527	019090.T001USA25	7001	\$325.00	\$161,017.88
12/27 318	1925663	093133.T038	7205	\$100.00	\$160,917.88
12/27 319	1925663	093133.T038	7201	\$400.00	\$160,517.88
12/27 320	1925663	093133.T038	7206	\$100.00	\$160,417.88
12/27 321	1925663	093133.T038	7203	\$100.00	\$160,317.88
12/27 343	78437880	067060.T093USA5	7003	\$100.00	\$160,217.88
12/27 348	76523493	067060.T093	7003	\$100.00	\$160,117.88
12/27 1045	78780999	028842.T056	7001	\$325.00	\$159,792.88
12/27 1260	78781078	007778.T001	7001	\$975.00	\$158,817.88
12/28 1	10923472	42P14435XD2	1806	\$180.00	\$158,637.88
12/28 7	09604377	042390.P8648	1801	\$790.00	\$157,847.88
12/28 11	10101302	04860.P2774	1251	\$120.00	\$157,727.88
12/28 19	11313584	6560P047	1201	\$200.00	\$157,527.88
12/28 25	10197375	5349P001	1251	\$120.00	\$157,407.88
12/28 27	10173334	42P13930	1251	\$120.00	\$157,287.88
12/28 52	10682177	6053P001C	2251	\$60.00	\$157,227.88
12/28 61	11173469		8021	\$40.00	\$157,187.88
12/28 78	10051535	5444P006	2252	\$225.00	\$156,962.88
12/28 85	11173841		8021	\$40.00	\$156,922.88
12/28 88	11174126		8021	\$40.00	\$156,882.88
12/28 90	11056488		8021	\$40.00	\$156,842.88
12/28 126	60752788	ISRG00280B	2005	\$100.00	\$156,742.88
12/28 127	11024390		8007	\$20.00	\$156,722.88
12/28 128	10949541		8007	\$20.00	\$156,702.88
12/28 129	10949936		8007	\$20.00	\$156,682.88
12/28 130	11027810		8007	\$20.00	\$156,662.88
12/28 219	10098213		9204	-\$700.00	\$157,362.88
12/28 233	11315532	42P23002	1201	\$200.00	\$157,162.88
12/28 543	78781318	005387.T009	7001	\$325.00	\$156,837.88
12/29 9	09952667	42390.P10201	1251	\$120.00	\$156,717.88
12/29 13	Z1231504	093133.T030MDP	7907	\$300.00	\$156,417.88
12/29 14	Z1231504	093133.T030MDP	7953	\$700.74	\$155,717.14
12/29 19	08936344	080398.P115	1251	\$120.00	\$155,597.14
12/29 24	09539403	042390.P8084	1801	\$790.00	\$154,807.14
12/29 25	09539403	042390.P8084	1252	\$450.00	\$154,357.14
12/29 42	10374636	42P11817D2	1201	\$200.00	\$154,157.14
12/29 43	10374636	42P11817D2	1202	\$250.00	\$153,907.14
12/29 48	10947820	42390P19505	1251	\$120.00	\$153,787.14
12/29 103	11193139	42P21227	8021	\$40.00	\$153,747.14
12/29 159	09729867	042390.P1032	1801	\$790.00	\$152,957.14
12/29 192	11316788	42P8930C	1011	\$300.00	\$152,657.14

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Deposit Account Statement

Page 10 of 10

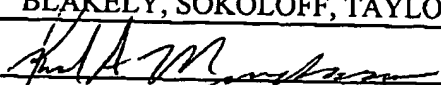
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12/29	195	11316788	42P8930C	1201	\$200.00	\$151,757.14
12/29	200	78443296	002453.T007	7003	\$100.00	\$151,657.14
12/29	339	11173761	42P20648	8021	\$40.00	\$151,617.14
12/29	341	11317162		9204	-\$40.00	\$151,657.14
12/29	380	78364264	056664.T185	7004	\$150.00	\$151,507.14
12/30	1	10843273	4628P002C	2202	\$25.00	\$151,482.14
12/30	45	10954382		8007	\$20.00	\$151,462.14
12/30	69	2141265	067060.T013	8521	\$40.00	\$151,422.14
12/30	76	10321221	6437P001	2401	\$250.00	\$151,172.14
12/30	133	11317779		9204	-\$200.00	\$151,372.14
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12/30	200	11317454	6639P120	1201	\$200.00	\$150,372.14
12/30	430	78782611	007595.T001	7001	\$325.00	\$150,047.14
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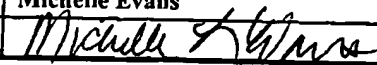
START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$91,452.88	\$110,166.74	\$168,661.00	\$149,947.14

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		Filing Date	December 19, 2001
		First Named Inventor	Kirk W. Skeba
		Art Unit	2132
		Examiner Name	LANIER, Benjamin E.
Total Number of Pages in This Submission	20	Attorney Docket Number	42390P13006

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input checked="" type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">         - Copy of 9/13/05 OA          - Copy of 11/08/05 ROA PC          - Copy of Deposit Acct Stmt          - Return Receipt Postcard       </div>
Remarks		

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Firm or Individual name	Paul A. Mendonsa, Reg. No. 42,879 <b>BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</b>
Signature	
Date	May 2, 2006

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